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OFFICIAL GOVERNMENT OF GOA GAZETTE



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GOVERNMENT OF GOA

Department of Law & Judiciary

Legal Affairs Division

Notification

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The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Goa Amendment) Second Ordinance, 2014 (Ordinance No. 2 of 2014), which has been promulgated by the Governor of Goa on 6-12-2014, is hereby published for the general information of the public.

Sharad G. Marathe, Joint Secretary (Law).

Porvorim, 9th December, 2014.

The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Goa Amendment) Second Ordinance, 2014

(Ordinance No. 2 of 2014)

Promulgated by the Governor of Goa in the Sixty-fifth Year of the Republic of India.

An Ordinance further to amend the Right to Fair Compensation and Transparency in

Land Acquisition, Rehabilitation and Resettlement Act, 2013 (Central Act 30 of 2013), as in force in the State of Goa.

Whereas, the Legislative Assembly of the State of Goa is not in session and the Governor of Goa is satisfied that circumstances exist which render it necessary for her to take immediate action.

Now, therefore, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution of India, the Governor of Goa is pleased to promulgate the following Ordinance, namely:—

1. *Short title and commencement.*— (1) This Ordinance may be called the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Goa Amendment) Second Ordinance, 2014.

(2) It shall be deemed to have come into force with effect from the 1st day of January, 2014.

2. *Amendment of section 24.*— After sub-section (2) of section 24 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (Central Act 30 of 2013), as in force in the State of Goa, the following sub-sections shall be inserted, namely:—

“(3) Notwithstanding anything contained in any judgment, decree or an order of any Court, Tribunal or any other authority, to the contrary, the action by the Collector to deposit the compensation in the Government Treasury or with Financial Institution including in EDC Limited, on account of any land acquisition proceeding initiated under the Land Acquisition Act, 1894 (1 of 1894) shall be deemed to have been validly done or taken and have always been done or taken in accordance with the provisions of sub-section (2) of this section and section 31 of the Land Acquisition Act, 1894 (1 of 1894), as if the provision of sub-section (2) of this sub-section, as amended by the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Goa Amendment) Ordinance, 2014 (Ordinance

No. 1 of 2014), had been in force at all material times and that such proceeding shall be deemed to have not lapsed.

(4) No suit or other proceeding shall lie or be maintained or continued in any Court or before any Tribunal or other authority for challenging or for questioning the validity of action of the Collector for depositing the amount of compensation pertaining to the land acquisition proceedings in the Government Treasury or with Financial Institutions or in EDC Limited and no court shall enforce or recognize any decree, judgment or other declaring any action taken or things done as invalid or unlawful”.

Place: Raj Bhavan, *MRIDULA SINHA*
Dona Paula, Goa. Governor of Goa
Date: 6th December, 2014.

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